

USDS SDNY DOCUMENT ELECTRONICALLY FILED DOC #: _____ DATE FILED: <u>2/7/08</u>

February 6, 2007

BY FACSIMILE

Hon. Colleen McMahon
 United States District Judge
 Daniel Patrick Moynihan
 United States Courthouse
 500 Pearl Street, Room 640
 New York, New York 10007

MEMO ENDORSED

DORSEY
 DORSEY & WHITNEY LLP

BROOKE E. PIETRZAK
 (212) 735-0781
 pietrzak.brooke@dorsey.com

2/7/08
The Clerk shall
permanently delete
Item #11 from the
Electronic Docket.
Colleen McMahon

Re: Alpha Capital Anstalt v. Silver Dragon Resources, Inc., 07-CV-11430 (CM)

Dear Judge McMahon:

We represent Silver Dragon Resources, Inc. ("Silver Dragon") in the above-referenced action and write to request the correction of an electronic filing.

Last night, February 5, 2008, the un-redacted version of an e-mail chain with attorney/client communications was inadvertently filed as Exhibit C to the Affidavit of Marc Hazout in support of Silver Dragon's Motion to Set Aside the Default Judgments. This morning, we spoke with a clerk in the docket support office who immediately placed a temporary seal on the exhibit. The seal has effectively removed the exhibit from the electronic docket. We have now re-filed the entire Hazout Affidavit, with the appropriate exhibits, as document #13 on the docket. The only difference between the filing last night and the filing this morning is that the redacted version of Exhibit C has now been included.

Pursuant to the instructions we received from the docket support office, we are requesting that Your Honor direct the Clerk of the Court to permanently delete the first-filed Hazout Affidavit, and exhibits thereto, from the docket. That document currently appears as #11 on the docket.

Respectfully submitted,

Brooke E. Pietrzak
 Brooke E. Pietrzak

cc: Kenneth A. Zitter, Esq. (via facsimile)